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PTO/SB/21 (08-00)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Receipt #4

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/832,497
Filing Date	April 11, 2001
First Named Inventor	BEHL, ROBERT S.
Group Art Unit	3739
Examiner Name	KEARNEY, R.
Attorney Docket Number	016807-001530US

Total Number of Pages in This Submission

12

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ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s)

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below):

SUPPLEMENTAL ADS Request for Corrected Filing Receipt

Return Postcard

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name

Townsend and Townsend and Crew LLP
James M. Heslin

Reg. No. 29,541

Signature

Date

May 29, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

May 29, 2002

Typed or printed name

JoAnn Evangelista

Signature

JoAnn Evangelista

Date

May 29, 2002

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PA 3225964 v1



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Customer Correction Branch
Application Processing Division
Assistant Commissioner for Patents
Washington, D.C. 20231 On May 29, 2002

TOWNSEND and TOWNSEND and CREW LLP

By: Jo Ann Evangelista
Jo Ann Evangelista

Attorney Docket No.: 016807-001580US

PATENT

RECEIVED
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ROBERT S. BEHL et al.

Application No.: 09/832,497

Filed: April 11, 2001

For: APPARATUS AND METHOD FOR
TREATING TUMORS NEAR THE
SURFACE OF AN ORGAN

Examiner: KEARNEY, R.

Art Unit: 3739

**REQUEST FOR
CORRECTED FILING RECEIPT**

Customer Correction Branch
Application Processing Division
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office in the above-noted application for which issuance of a corrected filing receipt is respectfully requested.

There is an error in that the domestic priority should be amended, as indicated on the attached copy of the Filing Receipt, to read:

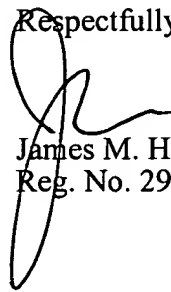
THIS APPLICATION IS A CIP OF 09/354,379 07/14/1999 PAT 6,337,998
WHICH IS A CIP OF 09/124,152 07/28/1998 PAT 6,212,422

ROBERT S. BEHL et al.
Application No.: 09/832,497
Page 2

PATENT

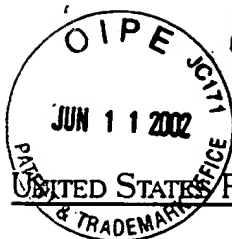
The correction is not due to any error by applicant and no fee is due.

Respectfully submitted,



James M. Heslin
Reg. No. 29,541

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
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PA 3225934 v1



016807-001530US

JMHeslin

UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 WWW.USPTO.GOV

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IN CLAIMS
09/832,497	04/11/2001	3739	726	16807001530	8	39	

CONFIRMATION NO. 1252

20350
 TOWNSEND AND TOWNSEND AND CREW
 TWO EMBARCADERO CENTER
 EIGHTH FLOOR
 SAN FRANCISCO, CA 94111-3834

FILING RECEIPT



OC000000006020055

Date Mailed: 04/30/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Robert S. Behl, Palo Alto, CA;
 Eben L. Kermit, Menlo Park, CA;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/124,152 07/28/1998 PAT 6,212,433
 WHICH IS A CIP OF 09/354,379 07/14/1999

09/124152 07/28/1998 PAT 6212422

Foreign Applications

If Required, Foreign Filing License Granted 04/27/2001

Projected Publication Date: 08/09/2001

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Apparatus and method for treating tumors near the surface of an organ

Preliminary Class

607

Data entry by : ZEWDIE, BROUKTAWIT

Team : OIPE

Date: 04/30/2001

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

SUPPLEMENTAL

Application Data Sheet

Application Information

Application number::	09/832,497
Filing Date::	04/11/01
Application Type::	Regular
Subject Matter::	Utility
Suggested classification::	
Suggested Group Art Unit::	
CD-ROM or CD-R??:	
Number of CD disks::	
Number of copies of CDs::	
Sequence Submission::	
Computer Readable Form (CRF)?::	
Number of copies of CRF::	
Title::	APPARATUS AND METHOD FOR TREATING TUMORS NEAR THE SURFACE OF AN ORGAN
Attorney Docket Number::	016807-001530US
Request for Early Publication::	No
Request for Non-Publication::	No
Suggested Drawing Figure::	
Total Drawing Sheets::	8
Small Entity?::	Yes
Latin name::	
Variety denomination name::	
Petition included?::	No
Petition Type::	
Licensed US Govt. Agency::	
Contract or Grant Numbers One::	

Secrecy Order in Parent Appl.: No

Applicant Information

Applicant Authority Type: Inventor
Primary Citizenship Country: US
Status: Full Capacity
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Family Name: BEHL
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State or Province of Residence: CA
Country of Residence: US
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City of Mailing Address: Palo Alto
State or Province of mailing address: CA
Country of mailing address:
Postal or Zip Code of mailing address: 94036

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Status: Full Capacity
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Middle Name: L.
Family Name: KERMIT
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Country of Residence: US
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State or Province of mailing address:: CA
Country of mailing address:: US
Postal or Zip Code of mailing address:: 94025

Correspondence Information

Correspondence Customer Number:: 20350

Representative Information

Representative Customer Number:: 20350

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Continuation-in-part of	09/354,379	07/14/99
		PAT 6,337,998	
09/354,379	Continuation-in-part of	09/124,152	07/28/98
		PAT 6,212,433	

Foreign Priority Information

Country::	Application number::	Filing Date::
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Assignee Information

Assignee Name::
Street of mailing address::
City of mailing address::
State or Province of mailing address::
Country of mailing address::
Postal or Zip Code of mailing address::

City of Mailing Address:: Menlo Park
State or Province of mailing address:: CA
Country of mailing address:: US
Postal or Zip Code of mailing address:: 94025

Correspondence Information

Correspondence Customer Number:: 20350

Representative Information

Representative Customer Number:: 20350

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Continuation-in-part of	09/354,379	07/14/99
		PAT 6,337,998	
09/354,379	Continuation-in-part of	09/124,152	07/28/98
		PAT 6,212,433	

Foreign Priority Information

Country::	Application number::	Filing Date::
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Assignee Information

Assignee Name:: RadioTherapeutics Corporation
Street of mailing address:: 1308 Borregas Avenue
City of mailing address:: Sunnyvale
State or Province of mailing address:: CA
Country of mailing address:: US
Postal or Zip Code of mailing address:: 94089



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Bib Data Sheet

CONFIRMATION NO. 1252

SERIAL NUMBER 09/832,497	FILING DATE 04/11/2001 RULE	CLASS 607	GROUP ART UNIT 3739	ATTORNEY DOCKET NO. 16807001530
APPLICANTS Robert S. Behl, Palo Alto, CA; Eben L. Kermit, Menlo Park, CA;				
** CONTINUING DATA ***** THIS APPLICATION IS A CIP OF 09/354,379 07/14/1999 PAT 6,337,998 WHICH IS A CIP OF 09/124,152 07/28/1998 PAT 6,212,433				
** FOREIGN APPLICATIONS *****				
IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** SMALL ENTITY ** ** 04/27/2001				
Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance		STATE OR COUNTRY CA	SHEETS DRAWING 8	TOTAL CLAIMS 39
Verified and Acknowledged Examiner's Signature _____ Initials _____		INDEPENDENT CLAIMS 8		
ADDRESS 20350				
TITLE Apparatus and method for treating tumors near the surface of an organ				
FILING FEE RECEIVED 726	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit	

PV 1-20-03

NOM
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